IN RE: PETITION FOR ADMIN. VARIANCE

N/S of Grist Stone Way, 109 ft. W Of the c/I of Ridermill Court 124 Grist Stone Way 4th Election District 3rd Councilmanic District David A. Griffin, et ux Petitioners BEFORE THE

ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* CASE NO. 99-361-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by David A. Griffin and Launda Griffin, his wife, property owners, for that property known as 124 Grist Stone Way in the Rider Mill subdivision of Baltimore County. The Petitioners herein seek a variance from Section 1B01.C.1.b. of the Baltimore County Zoning Regulations (BCZR) to permit a rear yard setback of 16 ft., in lieu of the required 22.5 ft., for an addition (screened porch). The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Variance.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the BCZR, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this day of April 1999 that the Petition for an Administrative Variance from Section

1B01.C.1.b. of the Baltimore County Zoning Regulations (BCZR) to permit a rear yard setback of 16 ft., in lieu of the required 22.5 ft., for an addition (screened porch), be and is hereby GRANTED, subject, however, to the following restriction which are conditions precedent to the relief granted herein:

1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

LES:mmn

ONDER RECEIVED FOR PLING Date

Date

| 14 | 9 9

By



Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

April 14, 1999

Mr. and Mrs. David A. Griffin 124 Grist Stone Way Owings Mills, Maryland 21117

RE: Petition for an Administrative Variance

Case No. 99-361-A

Location: 124 Grist Stone Way

Dear Mr. and Mrs. Griffin:

Enclosed please find the decision rendered in the above captioned case. The Petition for Administrative Variance has been granted, with restriction, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the County Board of Appeals. If you require additional information concerning filing an Appeal, please feel free to contact our Appeals Clerk at AC-410-887-3391.

Very truly yours,

Lawrence E. Schmidt Zoning Commissioner

LES:mmn
Encl.



REU 9115198

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at]	24	GrIST	STONE	way
which	is pre	sently zone	d DR 3	3,5,

which is presently zoned $\frac{\mathcal{V}_{\mathcal{E}}}{2}$
This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)
A REARYARD SETBACK of 18 ft. IN LIEU of The REDVINES
22.5ft. (301.1; BLZR) FOR A SLREENED porch.
of the zoning regulations of Baltimore County, to the zoning law of Baltimore County, for the reasons indicated on the back of this petition form.
Property is to be nested and advertised as properited by the period required.

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above Variance, advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

			i/We do solemni perjury, that I/we is the subject of	y declare and affe are the legal ow this Petition.	irm, under t ner(s) of th	he penalties of e property which	
<u>Contract Purchaser/L</u>	<u>.essee:</u>		Legal Owner	(s): [] []. [a	2014	G (
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Attorney For Petition	<u>er:</u>		124 (3)	rist st	DNIP	War 356	9051
			Andress	smills	Md	Telephone No.	
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			Representati	ive to be Con	tacted:		
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Company			Name			- Section 1	
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Dity	State	Zip Code	City		Chata	- Zin Conto	
	- State	Zip Code	City		State	Zip Code	
Public Hearing having bee	n formally demand	ded and/or found to be	required, it is ordered	by the Zoning Co	mmissioner (of Baltimore County,	
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	-36(-(-	7	- Zoning C	Commissioner of Ba	inimore Cour	ity -	
CASE NO. 99	-) \(\big(\frac{1}{2} \)	Rev	riewed By	OO-1 Dat	e 3.	-18-79	

Reviewed By

Estimated Posting Date

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	4 Grist Si	ove was	1	
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City	0	State	•	Code
That based upon personal knowledge, the following Variance at the above address (indicate hardship or	are the facts upon which in practical difficulty);	I/we base the reque	st for an Administr	ative
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puild 14x16 screen in side of it. Our proper back of our house	to the a	nd of 4	he pro	pert
line. To the left is	a common	area o	playgr	ounc
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ravents warn of p	rivacy. Qu	er land	also c	joe S
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on a down slope stightly tables a chairs be on a	move level	Surface	word (ILET
That the Affiant(s) acknowledge(s) that if a formal advertising fee and may be required to provide additional control of the c	demand is filed. Affiant(s	s) will be required to	o pay a reposting	and
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STATE OF MARYLAND, COUNTY OF BALTIMORI		Α		
I HEREBY CERTIFY, this day of Waryland, in and for the County aforesaid, personal	ally appeared	, before me, a No	tary Public of the	State
the Affiant(s) herein, personally known or satisfactor	Number of the second second	h Affiont(o) and ma	ido aath ia dua far	m of
law that the matters and facts hereinabove set forth a	are true and correct to the t	best of his/her/their k	nowledge and beli	ef.
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	My Commission Expir	es <u>Notary public</u>	N.D. BURDYCK STATE OF MARYLAND	
REV 09 15 98		Λ.	pires January 28, 2002	: ^
,	tokonu	1 Launda	r L GRi	TIN

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at	1124	Grist Sto	ne way	
	Address X O U I I	es Millsx	md	*21117
	City	O Sta	ite	Zip Code
That based upon personal knowledge, the folio Variance at the above address (indicate hardsh	ip or practical di	fficulty):		
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That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide:	additional inform	ation.	be required to pay	a reposting and
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STATE OF MARYLAND, COUNTY OF BALTIF	MORE. to wit:			<u> </u>
I HEREBY CERTIFY, this 11 th day of	MALAN	. 1999. b	efore me, a Notary P	ublic of the State
of Maryland, in and for the County aforesaid, pe	rsonally appear	ed		
the Affiant(s) herein, personally known or satis	factorily identifie	ed to me as such Affi	iant(s), and made oat	th in due form of
law that the matters and facts hereinabove set f	orth are true/and	d correct to the best of	of his/her/their knowle	dge and belief.
AS WITNESS my hand and Notarial Seal		1	_	
× 311-99	X	avalion) D	hu hin	b.
Date		Public Public	KATHLEEN DEU	RDYCK .
	My Co	mmission Expires $rac{ imes}{}$	NOTARY PUBLIC STATE (My Commission Expires Ja	OF MARY LAND Augry 28, 2002

REU 09/15/98

Junouly Lounda L. GRIFFIN



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at	124	Grist	Stone	wae
which	ı is presen	tly zoned _	DR 3.	5. –

	for the propert	ty located at \underline{f}	24 Grist ST	me waler
		which is p	resently zoned	3.5.
This Petition shall be filed with the owner(s) of the property situate in B made a part hereof, hereby petition	altimore County and white for a Variance from Sect	ich is described in the tion(s) 1801.C	e description and plat attac これ、よくスト、	ched hereto and
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22.5ft. (301.1; BCZ	r) for a s	CREENED PO	rch.	·
of the zoning regulations of Baltimor of this petition form.	e County, to the zoning	law of Baltimore Cou	nty, for the reasons indica	ited on the back
Property is to be posted and advertis I, or we, agree to pay expenses of abov regulations and restrictions of Baltimore	e Variance, advertising, po	osting, etc. and further a	agree to and are to be bound altimore County.	ded by the zoning
		I/We do solemnly perjury, that I/we is the subject of t	declare and affirm, under th are the legal owner(s) of the his Petition.	e penalties of property which
Contract Purchaser/Lessee:		Legal Owner(<u>'s):</u>	
		* Pavid	A. Griffin	1
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City State	Zip Code	8igriature		(410)
Attorney For Petitioner:		Address	IST STONE W	Telephone No.
Name - Type or Print		City	State	Zip Code
Signature		<u>Representativ</u>	ve to be Contacted:	
Company		Name	JAM-C	
Address	Telephone No.	Address		Telephone No.
City State	Zip Code	City	State	Zip Code
A Public Hearing having been formally de hisday of egulations of Baltimore County and that the p	that the subject matter of t	required, it is ordered his petition be set for a pu	by the Zoning Commissioner of ublic hearing, advertised, as req	Baltimore County, uired by the zoning
	•	Zoning Co	ammissioner of Paltimore Count	<u></u>
		Zoning Co	ommissioner of Baltimore Count	

Estimated Posting Date _

REU 9/15/98

CASE NO.

March 18, 1999

ZONING DESCRIPTION FOR 124 Grist Stone Way

Beginning at point on the North side of Grist Stone Way which is 60ft wide at the distance of 109ft west of the centerline of the nearest improved intersecting street Ridermill Ct which is 60ft wide *Being Lot #10 in the subdivision of Rider Mill as recorded in Baltimore County Plat Book #66, Folio#116, containing 950square ft. Also known as 124 Grist Stone Way and located in the 4 Election District, 3 Councilman District.

CERTIFICATE OF POSTING

RE: CASE # 99-361-A
PETITIONER/DEVELOPER:
(Launda Griffin)
DATE OF Closing
(APR. 12, 1999)

Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Ave. Towson, Maryland 21204

ATTENTION: MS. GWENDOLYN STEPHENS

LADIES AND GENTLEMEN:

This letter is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at 124 Grist Stone Way Baltimore, Maryland 21117_____

3-99

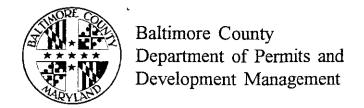
, Day, Year]
Sincerely, Olom Sold 3/24/99
(Signature of Sign Poster & Date)
Thomas P. Ogle, Sr
325 Nicholson Road
Baltimore, Maryland 21221
(410)-687-8405 (Telephone Number)

And the second s	a property on a great or a second of the sec
BALTIMORE COUNTY, MARYL D OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT No. 065405	CATO RECEIPT PROCESS ACTUR. TIME
DATE 3-18 99 ACCOUNT R.CCI-610	719/1999 3/18/1999 16:100 REG 1802 CASHIER JRIC JAR S MISCELLAHOUS CASH RECE/ RECEIPT \$ 084738 / OFLIV
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DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER	- VALIDATION

BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT ZONING REVIEW

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 99- 36(A Address 124 GRIST STONE WAY
Contact Person: Phone Number: 410-887-3391 Planner, Please Print Your Name
Filing Date: 3-18-99 Posting Date: 3-28-99 Closing Date: 4-12-99
Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.
1. <u>POSTING/COST:</u> The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. DEADLINE: The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
ORDER: After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification (typically within 7 to 10 days of the closing date) as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. POSSIBLE PUBLIC HEARING AND REPOSTING: In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.
(Detach Along Dotted Line)
Petitioner: This Part of the Form is for the Sign Poster Only
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT
Case Number 99- 361 A Address 124 6-2157 STONE WAY
Petitioner's Name LAUNDA GRUFFLA Telephone 410 356.9051.
Posting Date: 5.28-99 Closing Date: 4-12-99.
Wording for Sign: To Permit TO PERMIT A REARYARD SETBACK OF
16ft. IN LIEU of The REDVINED 22.5ft. for
A SCREENED GORCH.



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

April 13, 1999

Mr. & Mrs. David A. Griffin 124 Grist Stone Way Owings Mills, MD 21117

Case No.: 99-361-A

Petitioner: Griffin

Location: 124 Grist Stone Way

Dear Mr. & Mrs. Griffin:

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM), on March 18, 1999.

The Zoning Advisory Committee (ZAC), which consists representatives from several Baltimore County approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency.

Very truly yours,

W. Carl Richards, Jr.

Zoning Supervisor

Zoning Review

WCR: gqs

Enclosures

MARYLAND COUNTY, BALTIMORE

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: April 6, 1999

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT: Zoning Advisory Committee Meeting

for April 5, 1999

Item Nos. 356, 357, 358, 359, 360,

361, 362, 364, and 366

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:jrb

cc: File



Parris N. Glendening Governor John D. Porcari Secretary Parker F. Williams Administrator

Date:

Ms. Gwen Stephens Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Baltimore County

Item No. 361

JRA

Dear. Ms Stephens:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

y. J. Brell

/ Michael M. Lenhart, Acting Chief **Engineering Access Permits Division**

Aple

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Date: March 29, 1999

TO: Arnold Jablon, Director

Department of Permits

and Development Management

FROM: Arnold F. 'Pat' Keller, III, Director

Office of Planning

SUBJECT: Zoning Advisory Petitions

The Office of Planning has no comment on the following petition (s):

Item No (s): 340, 347, 348, 356, 358, 360, 361, and 364

If there should be any questions or this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 410-887-3480.

Section Chief: Office W. Long

AFK/JL



700 East Joppa Road Towson, Maryland 21286-5500 410-887-4500

April 15, 1999

Arnold Jablen, Director
Zoning Administration and Development Management
Esitimore County Office Building
Towson, MD 21104
hALL STOP-1105

RE: Property Owner: SEE BELOW

location: DISTRIBUTION MEETING OF March 29, 1999

Item No.: See Below Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

3. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

356, 358, 359, 360, 361) 362, 363, 364, 365, and 366

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Permits and Development Management

DATE: 4/6/99

FROM:

R. Bruce Seeley, Project Manager Apy///
Development Coordination

DEPRM

SUBJECT:

Zoning Advisory Committee

Distribution Meeting Date: 1/29/99

The Department of Environmental Protection and Resource Management has no comments for the following Zoning Advisory Committee Items:

March 10, 1999

To whom it may concern:

Desson W. Marshall

We, Linever and Sue Marshell , live at 4 Rider Mill Ct. The back of the property at 124 Grist Stone Way faces the side of our house. David & Launda Griffin have informed us that they are in the process of building a 14 x 16 screened in porch and a 10 x 12 deck which would leave 16ft to the property line. We do not object to this and are in favor for a variance which would allow them to build this project.

Sincerely,

99-361-A

March 10, 1999

To whom it may concern:

We, Roger Shaparro and Margie Shaparro, live at 126 Grist Stone Way. Our house is directly next door to 124 Grist Stone Way on the same side of the street. David & Launda Griffin have informed us that they want to build a 14 x 16 screened in porch and a 10 x 12 deck which would leave 16ft to the property line We do not object to this and are in favor for a variance which would allow them to build this project.

Joseph & Maryio Shapere.

Sincerely,

March 10, 1999

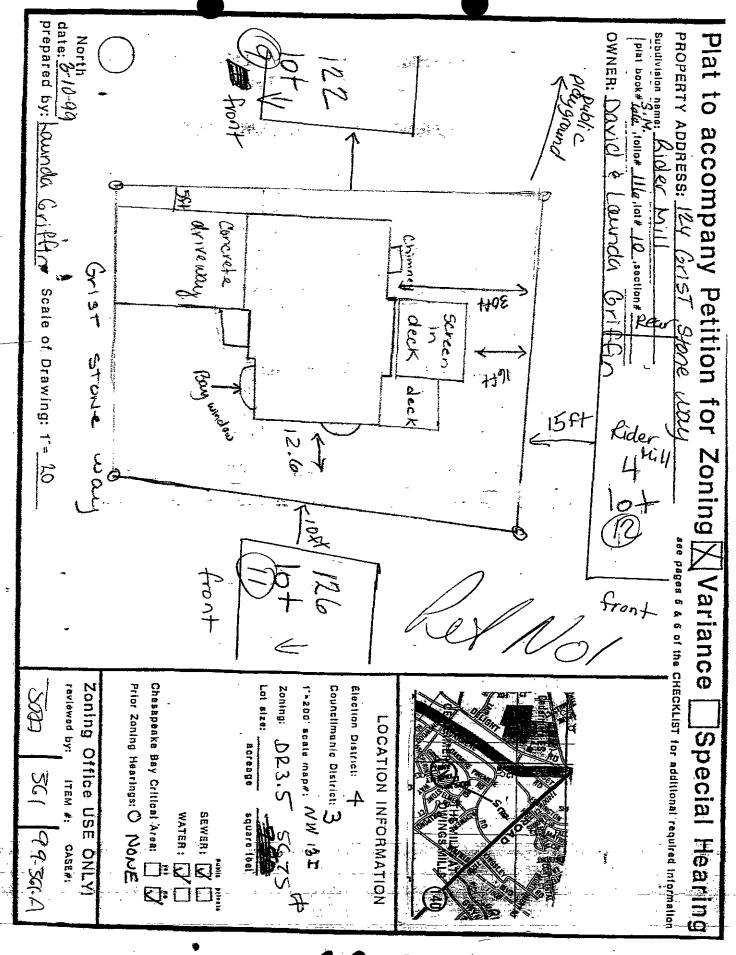
To whom it may concern:

We, Clifford Hughes and Regina Hughes, live at 122 Grist Stone Way. Our house is directly next door to 124 Grist Stone Way on the same side of the street. David & Launda Griffin have informed us that they want to build a 14 x 16 screened in porch and a 10 x 12 deck which would leave 16ft to the property line. We do not object to this and are in favor for a

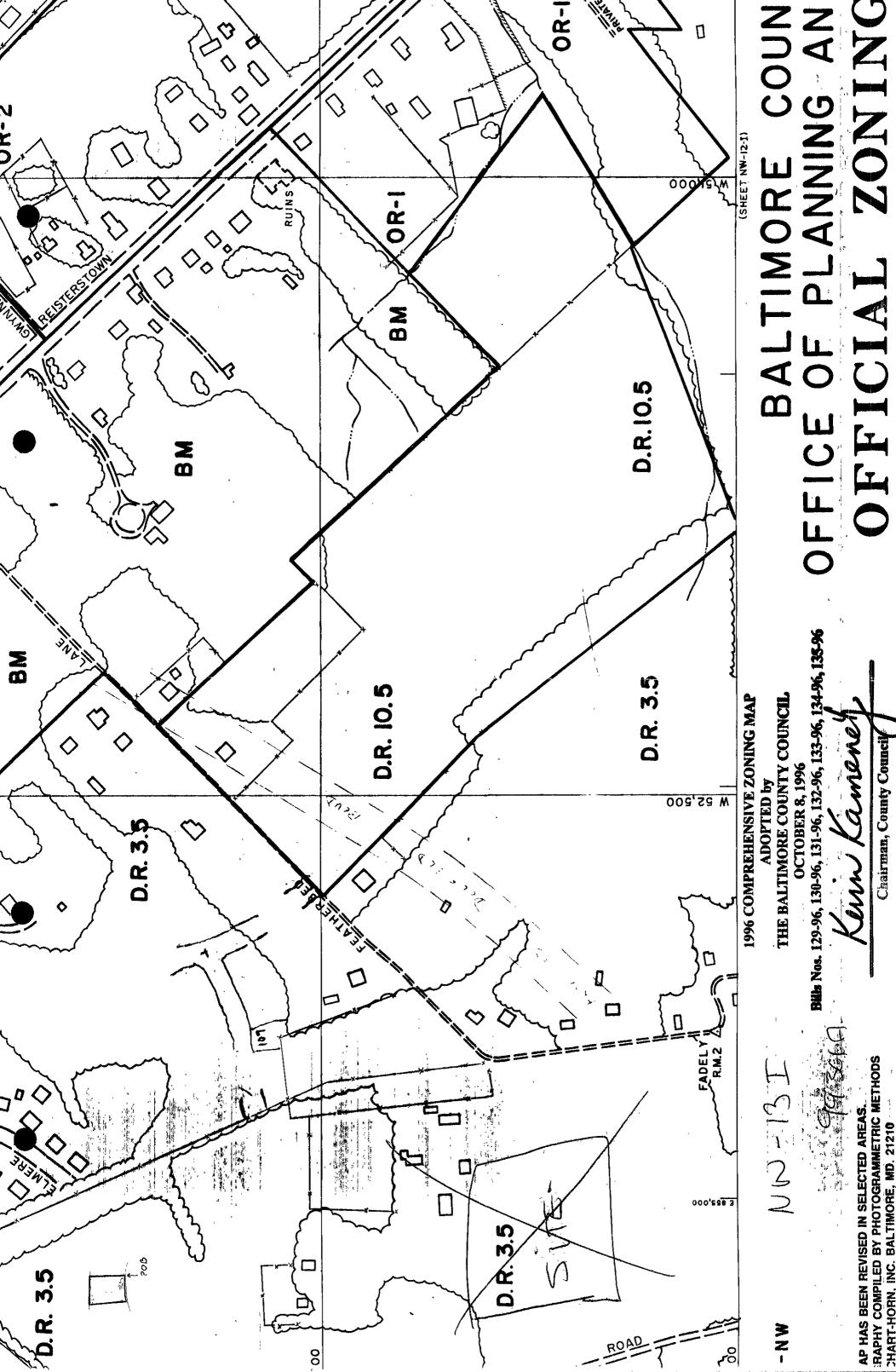
variance which would allow them to build this project

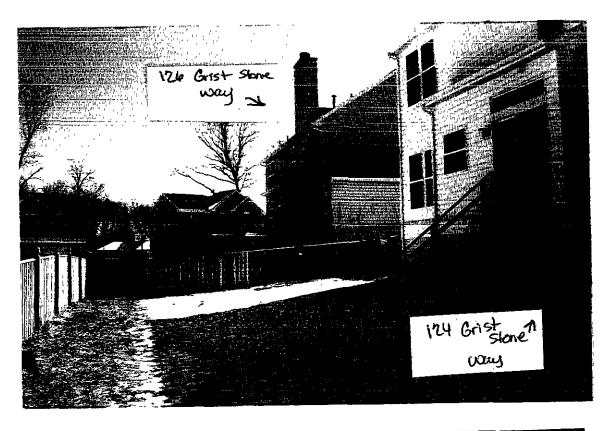
Reine M. Hughes.

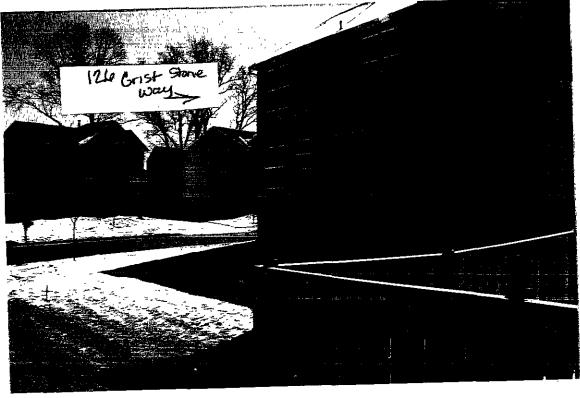
Sincerely,



99-361-A





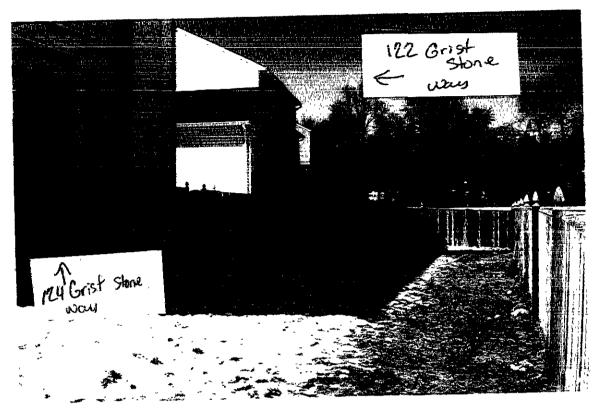


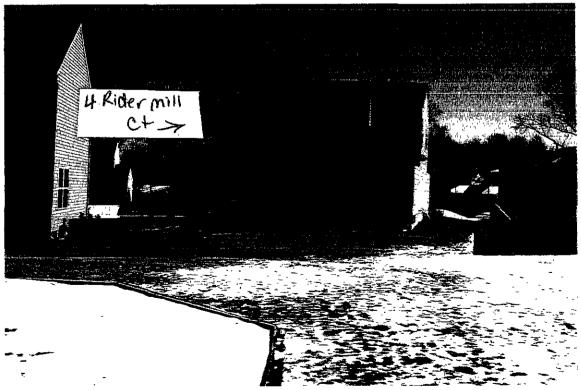
99-361-A





99-361-A





99-361-A

